

UNITED STATES DISTRICT COURT

District of DELAWARE

**BAYER HEALTHCARE AG, ALCON, INC.,
AND ALCON MANUFACTURING, LTD.,**

Plaintiff**SUMMONS IN A CIVIL CASE**

v.

CASE NUMBER: 06 - 234

TEVA PHARMACEUTICALS, USA.,

Defendants.

TO:

Teva Pharmaceuticals USA
c/o The Corporation Trust Company
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Jeffrey B. Bove, Esquire
Connolly Bove Lodge & Hutz LLP
The Nemours Building
1007 North Orange Street
Post Office Box 2207
Wilmington, Delaware 19899-2207

an answer to the complaint which is served on you with this summons, within 20 (twenty) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Peter T. Dalleo
CLERK

DATE

4/5/06

(By) DEPUTY CLERK

RETURN OF SERVICE

| | |
|--|---------------------------------|
| Service of the Summons and complaint was made by me(l) | DATE 4/6/06 |
| NAME OF SERVER (PPJNT) BARRY EVELAND | TITLE SPECIAL PROCESS SERVER |

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: _____

- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
- Name of person with whom the summons and complaint were left: _____
- Returned unexecuted: _____

- Other (specify): SERVED: TEVA PHARMACEUTICALS USA C/O THE CORPORATION TRUST CO AT 1209 ORANGE ST. WILMINGTON, DE COPIES THEREOF WERE ACCEPTED BY SCOTT LASCALA (PROCESS AGENT)

STATEMENT OF SERVICE FEES

| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|
| | | |

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/6/06
 Date

[Signature]
Signature of Server
 BRANDYWINE PROCESS SERVERS, LTD.
 P.O. BOX 1360
 WILMINGTON, DE 19899-1360
 302- 475-2600